



07-25-06

Express Mail No. EV475143295US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicants:	Claude Mathieu et al.	Confirmation No.:	6834
Application No.:	10/784,046	Art Unit:	3738
Filed:	February 20, 2004	Examiner:	Brian E. Pellegrino
For:	INTERSPINAL PROSTHESIS	Attorney Docket:	8932-823-999

Mail Stop AMENDMENT
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FEE TRANSMITTAL SHEET

Sir:

Transmitted herewith is [X] a Reply To Office Action and [] a to be filed in the above-identified application.

[X] A fee for additional claims is not required as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	<input type="checkbox"/> SMALL ENTITY		<input checked="" type="checkbox"/> OTHER THAN A SMALL ENTITY		
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID		PRESENT EXTRA	RATE	ADD'L FEE	OR	RATE	ADD'L FEE
TOTAL	59	MINUS	59	0	x 25	\$		x 50	\$ 0.00
INDEP.	3	MINUS	3	0	x 100	\$		x 200	\$ 0.00
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						\$			\$ 0.00
TOTAL						\$	OR	TOTAL	\$ 0.00

[] Please charge \$..... to Jones Day Deposit Account No. 50-3013 in payment of the fee specified in 37 C.F.R. §

[X] Please charge payment of any additional fees required in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 50-3013. A duplicate copy of this transmittal letter is transmitted herewith.

Date: September 21, 2006

Respectfully submitted

Garry J. Tuma (Reg. No. 40,210)
Attorney for Applicants

JONES DAY
Customer No. 51832
222 East 41st Street
New York, New York 10017
(212) 326-3939



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New York, New York 10017
September 21, 2006

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REPLY TO OFFICE ACTION

Sir:

Applicants hereby reply to the Office Action mailed August 29, 2006, which did not address the merits of the application, but required restriction and an election of species under 35 U.S.C. § 121.

REMARKS begin on page 2.